



ATTORNEY DOCKET NO.: 56297-50

PATENT

TECH CENTER 1600/2900

APR 11 2002

RECEIVED
\$23/E
5-22-02
RP

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Thomas GINGERAS *et al.*

Application No.: 09/285,306

Filed: April 2, 1999

For: MYCOBACTERIAL RpoB SEQUENCES

Group Art Unit: 1656

Examiner: J. Siew

Entered
per
CPA

Commissioner for Patents
Washington, D.C. 20231

Sir:

AMENDMENT TRANSMITTAL FORM

1. Transmitted herewith is a Reply to the Final Office Action Pursuant to 37 C.F.R. § 1.116 dated October 4, 2001, and a request for a three-month extension of time.

2. Additional papers enclosed:

☒ Notice of Appeal

☐ Sequence Listing

☐ Sequence Listing on Computer Readable Diskette

3. Extension of Time

The proceedings herein are for a patent application and the provisions of 37 C.F.R. §1.136(a) apply.

☐ Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

04/05/2002 MGEEREM1 00000048 500310 09285306

01 FC-117 920.00 CH
02 FC-119 220.00 CH

6. Fee Payment

- [] No fee is to be paid at this time.
- [X] The Commissioner is authorized to deduct from Deposit Account No. 50-0310 the amount of \$1,240.00 (\$920.00 for a 3-month extension of time and \$320.00 for Notice of Appeal Fee)
- [X] The Commissioner is hereby authorized to charge any additional fees which may be required, including fees due under 37 CFR § 1.16 and 1.17, or credit any overpayment to Deposit Account 50-0310.

Respectfully submitted,

MORGAN, LEWIS & BOCKIUS LLP

By: Michael S. Tuscan

Michael S. Tuscan

Reg. No. 43,210

Dated: April 4, 2002

CUSTOMER NO. 009629

MORGAN, LEWIS & BOCKIUS LLP

1111 Pennsylvania Avenue, NW

Washington, D.C. 20004

202-739-3000



RECEIVED
APR 11 2002
PATENT
TECH CENTER 1600/2900

Attorney Docket No. 56297-5012

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Thomas GINGERAS *et al.*

Application No.: 09/285,306

Filed: April 2, 1999

For: MYCOBACTERIAL RpoB SEQUENCES

Group Art Unit: 1656

Examiner: J. Siew

Commissioner for Patents
Washington, D.C. 20231

Sir:

SUBMISSION OF FORMAL DRAWINGS

Filed herewith is one (01) sheet of formal patent drawings of FIGS. 1-2 in accordance with the requirements of the Notice of Draftsperson's Patent Drawing Review (attachment to PTO Paper No. 17). It is requested that these drawings be approved and made part of the official record in the above-identified patent application.

EXCEPT for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. § 1.136(a)(3).

Respectfully submitted,
MORGAN, LEWIS & BOCKIUS LLP

Date: April 4, 2002

By:

Michael S. Tuscan
Michael S. Tuscan, Ph.D.
Reg. No. 43,210

CUSTOMER NO. 009629
MORGAN, LEWIS & BOCKIUS LLP
1111 Pennsylvania Avenue, N.W.
Washington, D.C. 20004
(202) 739-5870
(202) 739-3001 – fax